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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/015,381

12/12/2001

Michael Wayne Brown

AUS920010818US1

2846

34533 7590 07/28/2006

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EXAMINER

ELAHEE, MD S

ART UNIT

PAPER NUMBER

2614

DATE MAILED: 07/28/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20060718

DATE MAILED:

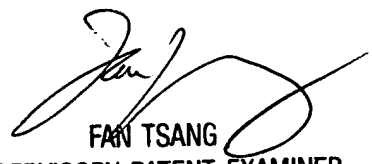
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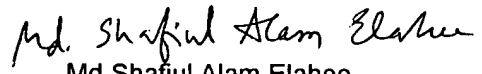
Commissioner for Patents

The reply brief filed on 05/16/2006 has been entered and considered.

With respect to the new grounds of rejection, Examiner respectfully disagrees with the arguments. According to MPEP 1207.03 (III), "There is no new ground of rejection when the basic thrust of the rejection remains the same". Further "Where the statutory basis for the rejection remains the same, and the evidence relied upon in support of the rejection remains the same, a change in the discussion of, or rationale in support of, the rejection does not necessarily constitute a new ground of rejection". The Examiner cites additional teaching from the evidence (e.g. Bouvier reference) for a change in the discussion of, or rationale in support of the rejection in response to the applicant's arguments. Therefore, the Examiner believes that the rejection should be sustained.

The application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.


FAN TSANG
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600


Md Shafiu Alam Elahee
Examiner
Art Unit 2614